

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

FILED  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

18 NOV 29 AM 11:44

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-MV/KK

CLERK-ALBUQUERQUE

RIO CHAMA STREAM SYSTEM

Section 7: Rio Brazos

**NOTICE OF CLAIM TO THE USE OF WATER BASED ON THE TREATY OF  
GUADALUPE HIDALGO IN THE RIO BRAZOS SUBSECTION OF SECTION 7  
OF THE RIO CHAMA STREAM SYSTEM**

I have signed and approved a Consent Order in the adjudication of water rights in the Rio Brazos Subsection and would like to make a claim to the use of water based on the Treaty of Guadalupe Hidalgo. I have read the Court's Notice and Order to Show Cause in the Rio Brazos Subsection of Section 7 of the Rio Chama Stream System, and I understand that if I do not follow the instructions described in the Notice, my Treaty-based claim may be dismissed.

NAME(S): DONALD R ABAYTA

MAILING ADDRESS: 8702 E. CLARENDON AVE

CONTACT PHONE: 480-949-5374

CONTACT E-MAIL: 0

ADDRESS OF PROPERTY: S. 11T. 29 R. 03 E. 4.22 AC. 507/796  
138/477.353-4468, 540/2507

CONSENT ORDER SUBFILE NUMBER (IF KNOWN):

SIGNED BY: Donald R. Abayta

DATE: 11/24/2018

\*\*\*\*\*SEE REVERSE SIDE FOR FILING INSTRUCTIONS\*\*\*\*\*

EXHIBIT 3

**2018 NOTICE OF VALUE****JEVI VALDEZ JR.****RIO ARriba COUNTY ASSESSOR**

P.O. BOX 277 • TIERRA AMARILLA, NM 87575

122 INDUSTRIAL PARK ROAD • ESPAÑOLA, NM 87532

575) 588-7726 – Tierra Amarilla • (505) 753-7019 – Española

Mailing Date  
March 30, 2018Protest Period Ends  
April 30, 2018Account Number  
R027002**THIS IS NOT A TAX BILL**

Property Listed and Valued as of JANUARY 1, 2018

THIS VALUE WILL BE A FACTOR IN  
DETERMINING YOUR 2018 PROPERTY TAX BILL.

RETAIN THIS PORTION FOR YOUR RECORDS.

THIS IS THE ONLY NOTICE OF VALUE YOU WILL RECEIVE UNLESS YOU ARE THE OWNER OF PERSONAL PROPERTY OR TAXABLE LIVESTOCK.  
INSTRUCTIONS FOR PROTESTING AND FILING OF EXEMPTIONS ARE ON THE REVERSE SIDE.  
FOR ASSISTANCE, CALL (575) 588-7726 BETWEEN THE HOURS OF 8:00 AM - 5:00 PM MONDAY - FRIDAY.

District 19_OUT_NR	NET TAXABLE VALUES WILL BE ALLOCATED TO THE GOVERNMENTAL UNITS IN SCHOOL DISTRICT.	Year 2018	UPC Number 1017173442094	PROPERTY USE NON-RESIDENTIAL
PROPERTY LEGAL DESCRIPTION AND LOCATION ADDRESS			2018 (Current Year's) Property Value Information These values reflect analysis of 2017 market value	
[REDACTED ADDRESS]			PROPERTY CLASS Agriculture Land	UNITS FULL VALUE TAXABLE VALUE \$696 \$232

**2018 NOTICE OF VALUE****JEVI VALDEZ JR.****RIO ARriba COUNTY ASSESSOR**

P.O. BOX 277 • TIERRA AMARILLA, NM 87575

122 INDUSTRIAL PARK ROAD • ESPAÑOLA, NM 87532

575) 588-7726 – Tierra Amarilla • (505) 753-7019 – Española

Mailing Date  
March 30, 2018Protest Period Ends  
April 30, 2018Account Number  
R001285**THIS IS NOT A TAX BILL**

Property Listed and Valued as of JANUARY 1, 2018

THIS VALUE WILL BE A FACTOR IN  
DETERMINING YOUR 2018 PROPERTY TAX BILL.

RETAIN THIS PORTION FOR YOUR RECORDS.

THIS IS THE ONLY NOTICE OF VALUE YOU WILL RECEIVE UNLESS YOU ARE THE OWNER OF PERSONAL PROPERTY OR TAXABLE LIVESTOCK.  
INSTRUCTIONS FOR PROTESTING AND FILING OF EXEMPTIONS ARE ON THE REVERSE SIDE.  
FOR ASSISTANCE, CALL (575) 588-7726 BETWEEN THE HOURS OF 8:00 AM - 5:00 PM MONDAY - FRIDAY.

District 19_OUT_NR	NET TAXABLE VALUES WILL BE ALLOCATED TO THE GOVERNMENTAL UNITS IN SCHOOL DISTRICT.	Year 2018	UPC Number 1018173024039	PROPERTY USE NON-RESIDENTIAL
PROPERTY LEGAL DESCRIPTION AND LOCATION ADDRESS			2018 (Current Year's) Property Value Information These values reflect analysis of 2017 market value	
[REDACTED ADDRESS]			PROPERTY CLASS Non-Residential Land	UNITS FULL VALUE TAXABLE VALUE \$5,244 \$1,748
			2018 Total Value	[REDACTED]
			2018 Net Taxable Value	[REDACTED]
			2017 (Previous Year's) Property Value and Tax Information These values reflect analysis of 2016 market value	
			2017 Taxable Value	[REDACTED]
			2017 Exemption	\$0
			2017 Net Taxable Value	[REDACTED]
			2017 RES Tax Rate	
			2017 NRES Tax Rate	29.872
			2017 Tax Amount	[REDACTED]

Instructions for calculating Estimated Tax (NMSA 7-38-20): The calculation of an estimated property tax may be higher or lower than the property tax that will actually be assessed. Tax rates are determined by the Department of Finance and Administration no later than September 1st. RES Estimated Tax may be calculated by multiplying the Current Year's RES Net Taxable Value by the (Previous Year's RES Tax Rate divided by 1,000). NRES Estimated Tax may be calculated by multiplying the Current Year's NRES Net Taxable Value by the (Previous Year's NRES Tax Rate divided by 1,000). Combine both RES and NRES totals for Total Current Year's Estimated Tax, if applicable.  
Example: RES Estimated Tax = \$45,000 RES Net Taxable Value x .035 (35,000 RES Tax Rate divided by 1,000) = \$1,575  
NRES Estimated Tax = \$2,500 NRES Net Taxable Value x .025 (25,000 NRES Tax Rate divided by 1,000) = \$62.50  
Total Current Year's Estimated Tax = \$1,575 RES Estimated Tax + \$62.50 NRES Estimated Tax

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_

Donald R. Abaya  
8782 E. Clarendon Ave.  
Scottsdale, AZ 85251-5050

☐ Please check here if this is a **new address**

**RECEIVED**  
At Albuquerque NM

NOV 29 2018

CLERK

**FIRST CLASS MAIL**

87102-227470

Form may be filed in person or mailed to:

United States District Court Clerk  
333 Lomas Blvd. NW  
Suite 270  
Albuquerque, NM 87102

26 NOV 2018 PM 5 L

PRIME AZ

